

MR. VARIAN STEPS DOWN.

United States Attorney Judd
Takes the Oath of Office.

VARIAN THANKS THE COURT.

Assistant Attorney Stephens Sends in
His Resignation.

District Court Proceedings—A Receiver
Asked for Back's Hot Springs—Mr.
Beck Values the Property at
\$200,000, Others at \$100,000.

Hon. J. W. Judd was formally pre-
sented to the court yesterday morning as
the successor of Hon. Charles S. Varian
as the officer of district attorney for Utah.
The presentation was made by Mr. Varian,
who said:

"It is the court please I have the pleasure
to present the commission of Hon. John
W. Judd as district attorney of this terri-
tory. And before presenting him to take
the oath of office I desire to extend my
acknowledgment to the court and to the
other courts in the territory for the gen-
erous and kindly assistance they have al-
ways given to me during my adminis-
tration of this office, and also to the
members of the bar generally for the
kindly relations they have ever main-
tained toward me. I take pleasure in in-
troducing my successor, Hon. J. W. Judd,
and he will now take the oath."

Judge Judd then affixed his signature
to the commission, Judge Zane adminis-
tered the oath, and the mantle of district
attorney for Utah was conveyed from the
shoulders of Mr. Varian to his successor.
Assistant District Attorney Stephens
has tendered his resignation to the dis-
trict attorney, to take effect at the pleasure
of the latter.

VALUE OF THE HOT SPRINGS.

Mortgages Duly Taken Are Worth
\$200,000—A Receiver Asked.

The main matter of importance which
came before Judge Zane yesterday was
a motion for the appointment of a receiver
to take charge of the property known as
Beck's Hot Springs. Some months ago
Louis Rothenberg began proceedings
against John Beck, Esq., to fore-
close a mortgage on this prop-
erty in the sum of \$14,000, with
interest. Recently Morris Rich, one of
the defendants in the suit, proceeded
on a cross-examination against Mr. Beck
to foreclose assigned mortgages in the
amount of \$45,168, and asked that a
receiver be appointed to take charge of
the property and the rents, issues and profits
arising from the same.

At present the property, which consists
of twenty-five acres of land and all the
improvements thereon, is mortgaged to
the extent of \$114,168, and the defendant
Rich alleges that the property is not
worth that amount.

Several of Rich's witnesses were exam-
ined as to their ideas of the property's
value, and they estimated it at from
\$70,000 to \$100,000.

Mr. Beck resists the application for the
appointment of a receiver on the ground
that the property is worth not less than
\$200,000, and that it is ample security for
his claims against it; and in addition that
the said claims are also secured by a
mortgage on certain mining property
which is worth \$63,000.

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COURT GLEANINGS.

A Quiet Day in All the Tribunals—Judg-
ments Rendered.

Yesterday was an off day in the lower
courts, no business of any character
worthy of mention being transacted.

Judge Barch has returned from Beaver,
but will probably not transact any business
until Thursday.

The accounts of District Attorney Varian
and his assistant, Mr. Stephens, were
approved by Judge Zane.

In the case of the German National
bank, of Denver, vs. Lewis Goldman,
judgment has been rendered in favor of
the plaintiff by default, for \$4,400.

Judgment for \$1,000 has been entered
in favor of the plaintiff in the case of
Oliver P. Wilson vs. Charles Turner.

There were no actions filed in the Third
District court yesterday.

In the case of Peter E. Hanson vs.
Klambeck & Parsons, judgment has been
entered against the defendants for \$183.15.

Judge Zane's calendar for tomorrow
has already been disposed of and he will
give his attention to motions.

District Court Orders.

Louis Rothenberg vs. John Beck; leave
to file demurrer to cross complaint.

Karen Olsen vs. Carl Olsen; dismissed.

John M. Young vs. A. T. Schroeder et al.;
defendant allowed until May 17 to file
statement on motion for a new trial.

M. Newcome vs. F. C. Wells et al.;
motion for continuance allowed.

E. H. Townsend vs. the Salt Lake Im-
provement and Natural Gas company;
ten days' stay allowed.

Carry-Lombard Lumber company vs.
Charles Sheets et al.; motion for judg-
ment on report of referee set for May 21.

Libham Trimmer vs. D. G. Blackhurst
et al.; motion to dissolve injunction set
for May 22.

The People vs. O. S. Barker et al.;
selling unwholesome ice (three cases)
dismissed.

White River Valley Land & Live
Stock company vs. R. J. Barrington; de-
fault entered and defendant allowed to file
answer and cross-complaint.

S. J. Freeman vs. J. A. Grossbeck et al.;
set down for hearing on Monday.

H. Bova vs. B. Hirschel et al.; 30 days
additional time allowed to file statement
on motion for a new trial.

Coburns, Pike & Company vs. The
Driver Mercantile company; certain par-
ties allowed to intervene.

D. Alexander vs. J. K. Burnham; de-
murrer set for hearing next Thursday.

George Naylor vs. the Mountain Stone
company and Salt Lake city; three days
additional time allowed to file statement
on motion for a new trial.

Probate Court Orders.

The following orders were made in the
probate court yesterday:

Estate of Robert Simpson, deceased;
order of sale of real estate.

Estate and guardianship of Warren B.
and Thomas R. Harrington, minors;
guardian's account allowed.

Estate of Warren Frazier, deceased;
continued to June 13.

Estate of Andrew Miner, deceased; or-
der made overruling petition to re-
vocate administration; Helen M. Stock
relieved from bond of administratrix,
and order of sale of real estate.

Estate of Wm. B. J. Green, deceased;
appraisers appointed for new found prop-
erty.

Estate of Peter Hoffmann, deceased;
May 25 set to hear return of sale of per-
sonal property, and June 6 set to hear
final account and petition for distribu-
tion.

Estate and guardianship of Harriet
Trotter, minor; May 24 set to hear
guardians annual account.

Estate of John J. Conner, deceased;
decree of due and legal notice to creditors
made.

Estate and guardianship of Harry L.
and Harold P. Jennings, minors; con-
tinued to May 16.

The Rawlins Resignation.

To the Editor of THE HERALD.

It will be remembered that a few days
ago I appealed, through the columns of
your paper, to Democrats and others to

withhold unfriendly criticism of the con-
duct of Delegate Rawlins until he could
be heard from in reference to his resig-
nation. I notice that since his return to
Salt Lake Mr. Rawlins has been inter-
viewed by the representatives of the sev-
eral daily papers. It seems evident to me
that if he is correctly quoted in these in-
terviews, he is of the opinion that he was
justified in resigning his position as dele-
gate. It is also apparent that from causes to
the public unknown, as well as in which
the public has no special interest, he with-
held from the reporters some facts upon
which his resignation was based.

This act of Mr. Rawlins is one for
which he alone is responsible, with no
duty devolving on him to publish all his
reasons for the act.

For myself, as one of the public, and
also a member of the party to which Mr.
Rawlins belongs, I wish to say that I am
satisfied from what I learned and inferred
from an interview with him, that he is
fully justified in resigning when he did.

From what I see in the papers and hear
on the street I therefore believe it is evi-
dently the desire on the part of certain members
of the democratic party that Mr. Rawlins
should withdraw his resignation, and
certain members of the republican party
should have been trying to per-
suade him to do so. What effect these
efforts may have upon Mr. Rawlins I can-
not tell. One thing, however, I believe
to be a man possessing a tolerably level
head, as well as a will of his own, and
hence I incline to the belief that he will
listen patiently to the advice of those who
offer it, and in the end will be governed
by his own judgment and sense of what
is right and proper in the premises.

It is to be observed that the question is agitated
in some of the Salt Lake papers as to
whether the resignation of Mr. Rawlins
could be recalled. The same question is
also discussed on the streets, and in these
discussions I find that many differ ma-
terially. It seems that not only the ques-
tion of policy, but also the legal point is
discussed, not only by citizens in general,
but by editors and lawyers. Even my
opinion was asked by a number of street
talkers; it was briefly given, and I here
repeat it in substance: It was that the
resignation of Mr. Rawlins had created a
vacancy in the office of Delegate for Utah,
which can be filled only by a vote of the
people at a special election to be ordered
by the governor; and the resignation of
Mr. Rawlins was final and effectual in
relegating him to the ranks of private
citizenship. On this point I learn that
some of the legal lights of Salt Lake
are of opposite view. They may be right
and I in error, but as to this it is impos-
sible to tell now. In the meantime let
all possessors of souls in patience and
await results. HADLEY D. JOHNSON.

A HANDSOME SEND OFF.

Z. C. M. I. Gives Substantial Recogni-
tion to Home Enterprise.

They Will Put Four Kinds of Soap on the
Market This Week, and Defy Eastern
Competition.

THE GRANT SOAP CO.'S PLANS.

Several of Rich's witnesses were exam-
ined as to their ideas of the property's
value, and they estimated it at from
\$70,000 to \$100,000.

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appointment of a receiver on the ground
that the property is worth not less than
\$200,000, and that it is ample security for
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which is worth \$63,000.

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THE COPPER PLANT.

Mr. Green Explains Why Work Has
Been Delayed.

Offers of Copper Ore from Utah, Idaho
and Nevada—Rich Horse Silver Strike
—Placer Gold Excitement.

S. M. Green, projector and principal
owner of the copper smelter and refinery,
made a flying visit to the city yesterday,
arriving here in the morning from Cal-
ifornia and departing in the evening for
Denver.

Mr. Green, in speaking of the progress
being made in the erection of the copper
works, related over the facts in regard to
1,000 tons of machinery having been or-
dered by Mr. Stallmann from one house
and other matters already published in
these columns.

Some delay, he said, had been caused
by an obstreperous land owner refusing
to grant right of way for the switch, nec-
essitating a change of route. As
soon as the spur is built the brick and
other materials for construction will ar-
rive by the train load and a large force of
masons, carpenters and other laborers
given employment.

When asked as to the source from
which he expected to secure ore and
made to keep the smelter and refinery
going, Mr. Green said that he expected to
draw largely from Butte for copper mate-
rial. He had received many propositions for
large consignments of copper ore from
mines along the Oregon Short Line and
from mines in northern Nevada near the
Southern Pacific.

Several owners of copper properties in
the Deep South country, as well as others
in southern Utah, also submitted propo-
sals to supply a good amount of copper
ore. Altogether, Mr. Green is greatly en-
couraged over the prospects of a liberal
supply for his smelter. There was never
heretofore any great incentive for mining
copper ore in this territory, and with the
market which the new smelter will create,
Mr. Green said that there will be no
difficulty in keeping the furnaces going.

Mr. Green will remain in Denver a few
days and return to this city when Mr.
Stallmann comes from the east.

Rich Horn Silver Strike.

C. W. Thompson and Mr. Kidder of
Provo have made a very rich discovery of
horn silver on the American desert. A
splendid specimen, weighing about
twenty-five pounds, is on exhibition at
Samuel Schwab's store at Provo. Assays
show as high as 1,100 ounces of silver.

Already the contract has been let for ship-
ping ore from the mine to the railroad,
which is about sixty miles distant. The
mine is located on the Star line, and is
doubt one of the richest that has recently
been discovered.

A Placer Gold Excitement.

Reports come that a number of men are
at work placer mining for gold in Birch
creek canyon, about two miles southwest
of Ogden, and are meeting with good suc-
cess. It is said that considerable gold has
been found and great excitement is being
caused thereby.

Mining Concentrates.

Silver, \$3.15; lead, \$3.50.

Wells Fargo & Co. yesterday received:
Mingo bulk, \$5.75.

McCormick & Co. received: Silver and
lead ores, \$3.70; gold bars, \$7.00.

R. Jones & Co. received: Ores, \$1.40.

The City Departments.

The waterworks department kept 110
men and five teams employed last week at
a cost of \$1,423.50.

The City Pay Roll.

The following sums were distributed
among the employees of the various de-
partments yesterday:

Street department.....\$2,236.20

Water works.....1,423.50

Prison.....75.00

City Engineer.....65.00

Health.....314.75

Sewer.....220.00

Cemetery.....900.75

Total.....\$4,000.10

Plumbing Inspector Lapsley last week
issued fifteen plumbing permits, one sewer
permit, inspected thirty-seven plumbing
jobs and condemned one for defective work.

Notice to Subscribers.

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deliver FREE to every paid up subscriber
to the daily or semi-weekly HERALD,
post paid, or to every such applicant at
the cost of one cent, a copy of the famous
Northrup "Up to Date" maps of the
United States, Utah, Idaho, Colorado,
Wyoming, Oregon, Washington and
Montana.

These maps have become celebrated for
their wonderful accuracy and combined
field of general information. The state
maps show all counties in seven colors;
all railroads, all cities, towns and villages,
all mountains, all lakes and rivers of im-
portance, all principal cities, and all
not shown in postal guides or in ordinary
maps.

The historical and descriptive matter is
both highly interesting and pleasing,
dwelling on the culture, education, mining
and manufacturing merits of each
respective state, in fact, covering
completely in detail, all desirable in-
formation pertaining to the states named.
These maps, generally conceded to be